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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 UNITED STATES OF AMERICA,)

8 Plaintiff,)

9 v.)

10 JUSTEN ROBERT SANDERSON,)

11 Defendant.)

Case No. CR05-65 RSM

**PROPOSED FINDINGS OF FACT AND
DETERMINATION AS TO ALLEGED
VIOLATIONS OF SUPERVISED
RELEASE**

12 INTRODUCTION

13 I conducted a hearing on alleged violations of supervised release in this case on August 19,
14 2008. The defendant appeared pursuant to a summons. The United States was represented by
15 Matt Diggs, and defendant was represented by Paula Deutsch. Also present was U.S. Probation
16 Officer Jeffrey S. Robson. The proceedings were digitally recorded.

17 CONVICTION AND SENTENCE

18 Defendant was sentenced on May 20, 2005 for being a felon in possession of a firearm. He
19 received 7 months of imprisonment and three years of supervised release.

20 PRIOR VIOLATIONS

21 On November 2, 2007, defendant's term of supervision was revoked and he was sentenced to
22 180 days in custody, any portion of which to be served at a residential reentry center, followed by
23 three years of supervised release. On May 13, 2008, defendant's supervision was revoked and he

PROPOSED FINDINGS OF FACT AND
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SUPERVISED RELEASE -1

1 was sentenced to time served followed by up to 180 days at a residential reentry center.

2 PRESENTLY ALLEGED VIOLATION AND
3 DEFENDANT'S ADMISSION OF THE VIOLATION

4 In a petition dated June 24, 2008, Supervising U.S. Probation Officer Jeffrey S. Robson
5 alleged that defendant violated the following condition of supervised release:

6 1. Failing to successfully participate in a residential reentry center by absconding on or
7 about June 21, 2008 in violation of his special condition of supervised release.

8 Defendant admitted the above violations, waived any hearing as to whether they occurred,
9 and was informed that the matter would be set for a disposition hearing before District Judge
10 Ricardo S. Martinez.

11 RECOMMENDED FINDINGS AND CONCLUSIONS

12 Based upon the foregoing, I recommend the Court find that defendant has violated the
13 conditions of his supervised release as alleged above, and conduct a disposition hearing. No
14 request for release was made and defendant remains in custody pending disposition.

15 DATED this 19th day of August, 2008.

16 s/ Brian A. Tsuchida
17 United States Magistrate Judge
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